



(11) EP 1 212 945 A2

(12)

EUROPEAN PATENT APPLICATION

(43) Date of publication: 12.06.2002 Bulletin 2002/24 (51) Int CI.7: **A23C 9/152**, A23C 9/154, A23C 11/10

(21) Application number: 01310221.5

(22) Date of filing: 06,12,2001

(84) Designated Contracting States:
AT BE CH CY DE DK ES FI FR GB GR IE IT LI LU
MC NL PT SE TR
Designated Extension States:
AL LT LY MK RO SI

(30) Priority: 07.12.2000 US 251778 P 20.11.2001 US 989617

(71) Applicant: McNeil-PPC, Inc. Skillman, NJ 08558-9418 (US)

(72) Inventors:
Boyer, Marie
Fort Washington, PA 19034 (US)

 Hardie-Muncy, Darlene Ringoes, NJ 08551 (US)

 Hirasuna, Thomas Jyun Ithaca, NY 14850 (US)

• Myers, Scott

Lansing, NY 14882 (US) Roden, Allan

Nobelsville, IN 46060 (US)

Sharma, Shri Kant Ithaca, NY 14850 (US)

(74) Representative: Mercer, Christopher Paul et al Carpmaels & Ransford 43, Bloomsbury Square London WC14 2RA (GB)

(54) Dairy-based beverages fortified with cholesterol lowering agents

(57) A dairy-based beverage including a stanol ester in an amount of from about 0.2 to about 2.0 wt. % of the beverage and, optionally, an additional ingredient selected from a stabilizer, a weighing agent, an emulsi-

fier, and mixtures thereof, wherein each additional ingredient is in an amount of from about 0.01 to about 0.05 wt % of the beverage.

Description

FIELD OF THE INVENTION

[0001] This invention relates to the incorporation of cholesterol-lowering agents into dairy-based beverages.

Background of the Invention

[0002] Human clinical studies have shown that stanol esters in the diet significantly lower cholesterol levels in individuals, thus further reducing the risk of coronary heart disease. On Seplember 8, 2000, the U.S. Food and Drug Administration began authorizing the use, on food labelis and in food labeling, of health claims on the association between plant sterol/stanol esters and reduced risk of coronary heart disease (CHD), 65 FR 54685, September 8, 2000. In particular, it was determined that ingestion of 3.4 grams of stanol ester every day for at least two weeks was proven to lower LDL cholesterol levels up to 14% without an adverse effect on HDL levels,

5 [0003] The properties of phytosterols and especially those of stanol esters make them particularly unsuited toward formulation into raditional beverage forms. The poor wetability of these compounds makes them difficult to incorporate into aqueous based forms such as liquids. Additionally, their high melting point and waxy properties make them difficult to process.

[0004] Stanol ester is more readily dispersed into fat containing products, as 42% of the standard ingredient is considered fat. Thus, incorporating stanol ester into dairy beverages with lower fat levels, especially reduced fat/fat free milks, is problematic. In addition, the dielary ingredient must be handled in an appropriate manner for its introduction into milk. Once the dietary ingredient has been introduced into milk, formulation and process must be controlled in such a manner as to keen the dietary ingredient in suspension throughout a 6d bay shelf life.

[0005] Therefore, there is an unmet consumer need for a palatable, stable dosage form for these ingredients in dairy beverages.

SUMMARY OF THE INVENTION

[0008] We have found that stanol esters may be successfully incorporated into dairy beverages. This approach or results in a palatable, stable dosage form for cholesterol lowering agents. The present invention is a dairy-based beverage including a stanol ester in an amount of from about 0.2 to about 2.0 wt. % of the beverage and, optionally, an additional ingredient selected from a stabilizer, a weighing agent, an emulsifier, and mixtures thereof, wherein each additional ingredient is in a mount of from about 0.0 ft as bout 0.0.5 wt % of the beverage.

5 DETAILED DESCRIPTION

[0007] The present invention provides an extended shelf-life product with acceptable palatability and mouthfeel characteristics, wherein the cholesterol lowering agent is dispersed throughout the milk matrix. The milk matrix contains among, other things, milk and a cholesterol lowering agent. Optionally, other ingredients are incorporated into the milk matrix, such as, but not limited to emulsifiers, stabilizers, fat, colors, flavors, flavor masking agents, sweeteners, weigh-

ing agents and the like.
[0008] According to the present invention, "milk" includes whole milk, skim milk, 2% milk, and 1 % milk, as well as

[0009] While this invention encompasses stanol ester, sterol ester is also within the scope of this invention.

[0010] in addition to milk, other dairy beverages, including, but not limited to, milk shakes, frappes, smoothies, malteds, dairy-based prepackaged liquor beverages, dairy-based prepackaged coffee beverages, complete nutritional dairy beverages, dairy-based diet beverages, and dairy-based infant formulas.

[0011] A variety of techniques known to those having skill in the art can be used to disperse stand ester into mik. However, process capabilities on hand will determine the best dispersion technique. For example, cold or warm stand ester can be added directly to a cold milk batch with a high shear, in-tank homogenizer, stand ester can be injected into the milk in front of an inline high shear mixer and recirculated with the milk; in the case of pre-pasteurization, melted stand ester can be injected into the warm flow in front of the homogenizer during the start of the pasteurization process; shredded stand ester can be added to about 140°F milk and mixed with a high shear mixer, and mixed or recirculated with the milk in a tank, and melted stand ester can be injected into preheated milk directly infront of the homogenizer for the UHT process. The stand ester can be dispersed and hydrated directly into cold (about 40°F) milk with using high shear equipment, e.g. Liquifer agitation.

[0012] Stabilizers suitable for use in the present invention are those capable of providing a prolonged dispersion of stanol ester in the milk matrix, preferably for at least 60 days for UHT and longer if aseptically packed. Preferably, the

stabilizer is an edible hydrophilic colioki, i.e., a stanch (including pre-gelatinized starch and chemically-modified prohysecharide. Preferred stabilizers suitable for use in the present invention include, but are not limited to, acacia, agar, algin, carrageenan, e.g., CM-611 (FMC Corp., Philadelphia, PA), gum arabic, gum ghatti, gum karaya, gum tragacanth, guar gum, e.g., TIC Gursel 8102 (TIC Gursel stock), PA), control gum, e.g., Meyprodyn 200L (Rhodel Foods, Cranbury, NJ), xanthan gum, sodium algines, sodium steryl taclotate, xanthan gum, e.g., Meyprodyn 200L (Rhodel Foods, Cranbury, NJ), xanthan gum, sodium algines, sodium steryl taclotate, xanthan gum, e.g. lullotase, hydroxy ethyl cellulose, hydroxy propy ethyl cellulose, hydroxy ethyl cellulose, hydroxy propy methylcellulose, and carboxymethylcellulose, and mixtures thereor, with carrageenan being preferred. In addition, emulsifier salts, e.g., J., Joha KM2 (B.K. Landenburg Corp., Siml Valley, CA), weighting agents, e.g., SAIB FG (Eastman Chemical Co., Kingsport, TN), emulsifiers, e.g., K. Emplex, SSL (American Ingredient Co., Kansas City, MO), crystal inhibitors, e.g., Caprol ET (AC Humco, Memphis, TN) and mixtures thereof may optionally be added.

[0013] Additionally, it may be possible to eliminate the need for stabilizers by substituting stanol with other selected fatty acids for a stabilizing ingredient.

[0014] According to the present invention, stand ester is present in the dairy beverage from about 0.2 to about 2.0 wt%, preferably from about 0.2 to about 0.7 wt%. Additional ingredients that may be included in the formulation include from about 0.01 to about 0.05 wt% of a stabilizer, eviabning agent, and emulsifier.

[0015] The use of ultra high temperature ("UHT") sterilization is not necessary to carry out the present invention. Although the combination of UHT treatment and refrigerated (38 to 45°F) storage enables a high quality, long-sheff life milk beverage, excellent quality would be expected from same formula processed with typical industry methods of pasteurization (HTST or LTLT techniques) for shorter sheff life products.

[0016] After dispersion, UHT sterilization can be carried out by any known method to those having skill in the art. Either direct or indirect UHT processing may be utilized. As mentioned above, while UHT processing provides for a longer shelf life, e.g., at least 60 days, milk beverage, it is not a necessary requirement for a milk heverage where shorter shelf life, e.g., less than 60 days, is acceptable. Where a shorter shelf life milk beverage is desired, standard milk industry pasteurization techniques provide for a higher quality product, e.g., better flavors, less thermal damage, and the like.

[0017] After UHT processing or pasteurization, the dairy beverage product can be near aseptically filled into purepak containers, preferably at from about 40 to about 70°F. After filling, all subsequent holding, warehousing, distribution, and retailing is done under refrigerated conditions (38 to 45°F). Preferably, the dairy beverage of the instant invention contains skim or 2% milk, stanol ester and carraneerian.

[0018] Briefly, a process for making the an extended shelf-life product of the present invention involves sufficient heating/agitation to facilitate 100% dispersion of stanol ester and stabilizer, e.g., carrageenan, UHT sterlization via direct or indirect steam injection and near aseptic filling of purepak, glass or piastic, containers. All subsequent holding, warehousing, distribution and retailing should be under refrigerated conditions (38-45°F). Controlled temperatures will result in overall better quality.

[0019] If a shorter shelf-life product is desired then standard pasteurization would be utilized instead of UHT sterilization. For longer shelf life, UHT and aseptic packaging may be used.

[0020] One particular method of producing product according to the present invention involved metting stanol ester at about 140°F in a vessel. In a separate vessel, stabilizers, e.g., gums and/or salts, were mixed into milk. The milk-stabilizer mixture was then heated to about 145°F. After heating, stanol ester was added to the heated milk-stabilizer mixture. The resulting mixture was then mixed with a Braun handheld mixer for about 2 minutes. Following hand mixing, two-stage homogenization occurred at about 140°F and 2000-25005000 ps. Isasteruization at 190°F for 2 minutes was carried out prior to hot-filling sanitized containers. The filled containers were then cooled to less than about 50°F, followed by refigerated storage (about 380°F to about 45°F).

45 [0021] After the invention has been described in general hereinbefore, the following examples are intended to illustrate details of the invention, without thereby limiting it in any matter.

Examples

Example 1

[9022] 0.71 % stand ester (1.7 q stano) ester (80z. serving) 2% milk products containing the stabilizers in Table 1 were prepared as follows: stand ester (Raisol) was melted and dispersed in skim milk (at about 145°F), and mixed for about 2 minutes with a Braun mixer (Model No. 4169). Stabilizers and salts were than added to the solution and mixed with a Braun mixer (Model No. 4169) for 2 minutes. Two stage homogenization was then conducted at either 2000/500 2500/500 ps. When raw milk was the starting component, the milk was pasteurized at 190°F for 2 minutes. The hot milk was filled into sterilized containers. After packing, the containers were then transferred to less than about 20°F cocold water. The cooled containers were then stored in the refrigerator at from about 38 to about 45°F for sensor.

EP 1 212 945 A2

and stability data.

[0023] Stability tests on the product were conducted by visual inspection. The carrageenan containing milks were considered to be the most stabile of all examined, Stability, viscosity, accelerated stability measurement (Quickscan) and assessment of additional stabilizers are continuing.

5 [0024] After two weeks of storage at 40°F, stability tests on the product using a QuickSCAN analyzer (Part No. 6805413, Beckman Coulter Inc., Fullerton, CA). Measuring the percentage of back-scattering referenced to a variable at day 0 provided the ability to identify the amount of creaming.

[0025] The scale used to determine creaming is as follows:

none - 0

10

15

20

25

30

35

40

45

55

slight - less than 10% back-scattering moderate - 11-20% back-scattering high - more than 20% back-scattering

TABLE 1

2% Milk	
Stabilizer(s)	Scan Observations
0.03% carrageenan + 0.1% Meyprodyn 200L	Slight
0.03% carrageenan	Slight
0.3% Guarcel 302, Guar gum	High
0.1% Joha KM2, Emulsifier salt	Moderate
0.3% Joha KM2, Emulsifier salt	High
0.01% carrageenan	Slight
0.0115% carrageenan + 0.0344% SAIB FG, weighing agent	Slight
0.0115% carrageenan + 0.114% Joha KM2	Slight
0.015% carrageenan	Slight
0.02% carrageenan	Slight
0.0175% carrageenan	Slight
0.015% carrageenan + 0.01%Joha KM2 Emulsifier Salt	Slight
0.0175% carragecnan + 0.02% Joha KM2 Emulsifier Salt	Slight

EP 1 212 945 A2

TABLE 1. (continued)

2% Milk	
Stabilizer(s)	Scan Observations
0.0175% carrageenan + 0.05% Joha KM2 Emulsifier Salt	Slight

EXAMPLE 2

5

15

20

25

30

25

40

50

[0026] The procedure described in Example 1, above, was followed for the stabilizers described in Table 2, except that shim milk was used.

TABLE 2.

Skim Milk	
Stabilizer(s)	Scan Observations
0.02% carrageenan+0.7066% stanol ester	None
0.1% sodium steryl stearate	High
0.1% mono-diglycerides (Alphadin 90 NLK)	Slight
0.1% polyglycerol esters (Caprol ET)	High

EXAMPLE 3

[0027] The procedure described in Example 1, above, was followed for the stabilizers described in Table 3, except that 1% milk was used.

TABLE 3.

1%	Milk
Stabilizer(s)	Scan Observations
0.02% carrageenan	None

Claims

- A dairy-based beverage comprising stanol ester in an amount of from about 0.2 to about 2.0 wt. % of the beverage.
- A dairy-based beverage of claim 1 further comprising an additional ingredient selected from the group consisting of a stabilizer, a weighing agent, an emulsifier, and mixtures thereof, wherein each additional ingredient is in an amount of from about 0.01 to about 0.05 wt % of the beverage.
- A dairy-based beverage of claim 2 wherein the stabilizer is selected from the group consisting of an edible hydrophilic colloid, a gum, a modified polysaccharide, and mixtures thereof.
- 4. A dairy-based beverage of claim 3 wherein the stabilizer is selected from the group consisting of acacia, agar, algin, carrageenan, gum arabic, gum glatil, gum karaya, gum trapacanth, guar gum, locust bearn gum, xanthan gum, sodium alginate, sodium steryl lacitate, xanthan gum, cellulosic gums, such as, methy cellulose, hydroxypropyi cellulose, hydroxypropyi methylcellulose, and carboxymethylcellulose, and mixtures thereof.

EP 1 212 945 A2

- 5. A dairy-based beverage of claim 4 wherein the stabilizer is carrageenan.
- 6. A dairy-based beverage of claim 1 wherein the dairy-based beverage is selected from the group consisting of milk, milk shakes, frappes, smoothies, matteds, dairy-based prepackaged liquor beverages, dairy-based prepackaged coffee beverages, complete nutritional dairy beverages, dairy-based diet beverages, and dairy-based infant formulas.
- 7. A milk comprising from about 0.2 to about 0.7 wt% of a stanol ester and 0.01 to about 0.05 wt% of a stabilizer.
- 8. A milk of claim 7 wherein the stabilizer is carrageenan.

20

25

30

35

40

50

- A milk of claim 7 wherein the milk is selected from the group consisting of whole milk, skim milk, 2% milk, 1% milk, and soy milk.
- 15 10. A milk of claim 7 further comprising from about 0.01 to about 0.05 wt % of a weighing agent, from about 0.01 to about 0.05 wt % an emulsifier, or both.



(11) EP 1 212 945 A3

(12)

EUROPEAN PATENT APPLICATION

(88) Date of publication A3: 20.11.2002 Bulletin 2002/47

(43) Date of publication A2: 12.06.2002 Bulletin 2002/24

(21) Application number: 01310221.5

(22) Date of filing: 06.12.2001

(84) Designated Contracting States:
AT BE CH CY DE DK ES FI FR GB GR IE IT LI LU
MC NL PT SE TR
Designated Extension States:
ALLT LY MK RO SI

(30) Priority: 07.12.2000 US 251778 P 20.11.2001 US 989617

(71) Applicant: McNeil-PPC, Inc. Skillman, NJ 08558-9418 (US)

(72) Inventors:
Boyer, Marie
Fort Washington, PA 19034 (US)

(51) Int CL7: **A23C 9/152**, A23C 9/154, A23C 11/10, A23F 5/24, A23L 1/30

- · Hardie-Muncy, Darlene
- Ringoes, NJ 08551 (US)

 Hirasuna, Thomas Jyun
- Ithaca, NY 14850 (US)
- Myers, Scott
- Lansing, NY 14882 (US)

 Roden, Allan
- Nobelsville, IN 46060 (US)

 Sharma, Shri Kant
 Ithaca, NY 14850 (US)
- (74) Representative: Mercer, Christopher Paul et al Carpmaels & Ransford 43, Bloomsbury Square London WC1A 2RA (GB)

(54) Dairy-based beverages fortified with cholesterol lowering agents

(57) A dairy-based beverage including a stanol ester in an amount of from about 0.2 to about 2.0 vt. % of the beverage and, optionally, an additional ingredient selected from a stabilizer, a weighing agent, an emulsifier, and mixtures thereof, wherein each additional ingredient is in an amount of from about 0.01 to about 0.05 wt % of the beverage.



European Patent Office EUROPEAN SEARCH REPORT Application Numbo

Application Number

	DOCUMENTS CONSIDER	D TO BE RELEVANT		
Category	Citation of document with indical of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.CL7)	
Х	WO 00 41491 A (VULFSON ;NUTRAHEALTH LTD (GB); (GB)) 20 July 2000 (20 * claims 1,14,29; exam	LAW BARRY ARNOLD 00-07-20)	1,6	A23C9/152 A23C9/154 A23C11/10 A23F5/24 A23L1/30
x	WO 99 15546 A (ANTTILA ELINA (FI); LINDEMAN A 1 April 1999 (1999-04- * example 31 *	NNELI (FI): MIKKONE)	1,6	72321730
x	WO 00 45648 A (FORBES 10 August 2000 (2000-0 * page 7, paragraph 2;	8-10)	1,6	
х	FR 2 775 620 A (GERVAI 10 September 1999 (199 * claims 1-5; examples	9-09-10)	1,6	
A	US 6 087 353 A (WALLIS AL) 11 July 2000 (2000 * column 15, line 1 -	1,6,7	TECHNICAL FIELDS SEARCHED (Int.Cl.7)	
A	T. NGUYEN: "The chole action of plant stanol THE JOURNAL OF NUTRITI vol. 129, no. 12, 1999 XP008007936 * the whole document *	1,7	A23C A23F A23L	
	The present search report has been			
	Place of search	Date of completion of the search		Ecuriner
	THE HAGUE	26 September 2002	Des	medt, G
X : parti Y : parti docu A : tech O : non	ATEGORY OF CITED DOCUMENTS cularly relevant if saken alone cularly relevant if combined with another insent of the same catagory notoglost background - written dachasure mediate document	T: theory or principle E: earlier patent doc after the fifting dat D: document abed in i. document abed in A. member of the sa document.	ument, but publi e The application r other reasons	shed oru, er

ANNEX TO THE EUROPEAN SEARCH REPORT ON EUROPEAN PATENT APPLICATION NO.

EP 01 31 0221

This annex ists the patent family members relating to the patent documents cited in the above-mentioned European search report. The members are as contained in the European Patent Office EID? file on The European Patent Office is in own say labe for these particulars which are merely given for the purpose of information.

26-09-2002

Ref 1146798 A2 24-10-2		Patent docume cited in search re		Publication date		Patent fan member(Publication date
FI 974563 A 29-04-1 FI 97468 A 06-05-1 AU 9164198 A 12-04-1 AU 9164298 A 12-04-1 EP 1015476 A1 05-07-2 EP 1027368 A1 10-08-1 MO 9915546 A1 01-04-1 JP 2002516816 T 11-05-2 JP 2002516816 T 11-05-2 JP 2002516816 T 12-08-2 US 6441206 B1 27-08-2 EP 1149739 A1 31-10-2 EP 1149739 A1 31-10-2 EP 2775620 A 10-09-1999 FR 2775620 A1 10-09-1 FR 2775620 A 10-09-1999 FR 2775620 A1 10-09-1 EP 2775630 A 10-09-1999 FR 2775620 A1 10-09-1 EP 2775630 A 10-09-1999 FR 2775620 A1 10-09-1 EP 2775630 A 10-09-1999 FR 27756520 A1 10-09-1 EP 149739 A1 20-09-1 EP 2785630 A1 20-09-1 EP 149739 A1 20-09-1	WO	0041491	A	20-07-2000	EP	1146798	A2	01-08-2000 24-10-2001 20-07-2000
W0 0045648 A1 10-08-2 EP 1148793 A1 31-10-2 EP 2002048606 A1 25-04-2 ER 2775620 A 10-09-1999 FR 2775620 A1 10-09-1 AT 217155 T 15-05-2 AU 2731999 A 20-09-1 CA 2320365 A1 10-09-1 DE 69901433 D1 13-06-2 DK 1059851 T3 26-08-2 EP 1059851 A1 20-12-2 EP 1059851 A1 20-12-2 EP 1059851 A1 20-12-2 EP 059854442 A1 10-09-1	WO.	9915546	A	01-04-1999	FI AU AU EP WO WO JP JP	974563 974648 9164198 9164298 1015476 1027368 9915547 2002516816 2001517678	A A A Al Al Al T T	10-03-1999 29-04-1999 06-05-1999 12-04-1999 12-04-1999 05-07-2000 01-04-1999 01-04-1999 11-06-2002 09-10-2001 27-08-2002
AT 217155 T 15-05-2 AU 2731999 A 20-09-1 CA 2320365 A1 10-09-1 DE 69901433 D1 13-06-2 DK 1059881 T3 26-08-2 EFP 1059881 A1 20-12-2 WO 9944442 A1 10-09-1	10	0045648	A	10-08-2000	WO EP	0045648 1148793	A1 A1	25-08-2000 10-08-2000 31-10-2001 25-04-2002
	R	2775620	A	10-09-1999	AT AU CA DE DK EP WO	217155 2731999 2320365 69901433 1059851 1059851 9944442	T A A1 D1 T3 A1 A1	10-09-1999 15-05-2002 20-09-1999 10-09-1999 13-06-2002 26-08-2002 20-12-2000 10-09-1999 19-02-2002
WO 9959421 A1 25-11-19	IS	6087353	A	11-07-2000	WO	9959421	A1	06-12-1999 25-11-1999 14-03-2001

For more details about this annex see Official Journal of the European Patent Office. No. 12/82

